



**UNITED STATES DEPARTMENT OF COMMERCE**  
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
08/044,240	04/07/93	MC HALE	1331-1275

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JEFFERY M. DUNCAN  
WILLIAM BRINKS OLDS HOFER GILSON & LIONE  
P.O. BOX 10395  
CHICAGO IL 60610

EXAMINER
SHERRER, C

ART UNIT	PAPER NUMBER
1302	

DATE MAILED: 01/15/97

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner of Patents and Trademarks**



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The reply brief filed 12/16/96 has not been entered because it is not limited to new points of argument or to new grounds of rejection raised in the examiner's answer. See MPEP § 1208.03. Appellant has TWO MONTHS from the date of this communication to petition under 37 CFR 1.181 to request entry of the reply brief.

Specifically, the points raised in the reply brief revolve around whether the specification provides support for certain characteristics of the claim product. This issue was raised first in Appellants' brief, the Examiner responded to this issue in the Examiner's Answer, Appellants addressed this same issue in their Reply Brief, which the Examiner responded to in his Supplemental Examiner's Answer. The Appellants again raise the same issue in their Reply to the Supplemental Examiner's answer. The Examiner considers that Appellants have had ample opportunity to present their arguments on this point. Therefore, the Examiner is not entering Appellants' latest Reply.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Curtis Sherrer whose telephone number is (703) 308-3847. The examiner can normally be reached on Monday through Friday from 6:00 to 2:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Esther Kepplinger, can be reached on (703)-308-2339. The fax phone number for this Group is (703)-305-3602.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-0651.

Curtis E. Sherrer  
January 8, 1997

**ESTHER KEPPLINGER**  
**SUPERVISORY PATENT EXAMINER**  
**GROUP 1300**